

Memorandum

MIAMI-DADE
COUNTY

Date: February 5, 2008

Agenda Item No. 1(D)5

To: Honorable Chairman Bruno Barriero and
Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Sunset Review of County Boards for 2008 – Addiction Services Board

In accordance with the provisions of Section 2-11.40 of the Code of Miami-Dade County, I am transmitting the 2008 Sunset Review of County Boards Report for the Addiction Services Board. The Board approved the attached report at its meeting on December 19, 2007 and has recommended the continuation of its board.



Susanne M. Tortiente
Chief Assistant County Manager

cmo07508

Memorandum



Date:

To: George M. Burgess, County Manager

From: James N. Hall, Chairperson
Addiction Services Board

Subject: Sunset Review of County Boards for 2006/07 - Addiction Services Board

Pursuant to Section 2-11.40 of the Code of Miami-Dade County, I am submitting the 2006/07 Sunset Review of County Boards Report for the Addiction Services Board (ASB) for transmittal to the Board of County Commissioners (BCC). The Board approved the attached report at its meeting of December 19, 2007.

It is recommended that the BCC approve the continuation of the ASB.

BACKGROUND

1. Creation

The Miami-Dade County Addiction Services Board was established by Ordinance 90-144 in 1990.

2. Purpose

The ASB was created to foster a culturally-competent substance abuse service delivery system that is accessible, coordinated, cost-effective, successful and scientifically validated. On April 17, 2002, Amended Ordinance 92-93 was passed by the Miami-Dade County Board of County Commissioners, expanding the duties and powers of the Addiction Services Board to include oversight of substance abuse prevention services.

3. Recommendation

The ASB should continue to function as an advisory board to the Board of County Commissioners, the County Manager and the community concerning substance abuse prevention and treatment services in Miami-Dade County.

A handwritten signature in cursive script that reads "James N. Hall".

James N. Hall, Chairperson

**SUNSET REVIEW QUESTIONNAIRE
MIAMI-DADE COUNTY BOARDS
2008**

I. GENERAL INFORMATION

1. Name of Board Reporting:

Miami-Dade County Addiction Services Board

2. Indicate number of Board Members, terms of office and number of vacancies:

Number of Board Members: 18 (9 private sector, 9 public sector)

Terms of Office: Private sector 3 years, public sector permanent

Number of Vacancies: 3 from private sector

3. Identify number of meetings and members' attendance (Attach records Reflecting activity from Jan 1, 2006 through December 31, 2007):

Number of Meetings: 12

Number of Meetings with Quorum: 6

Attendance Records: See Attachment

4. What is the Source of Funding? Federal Grant funds (JAG/Byrne Grant)

5. Date of Board Creation: 12/18/90

6. Attach a copy of the ordinance creating the Board (Please include all Subsequent attachments).

See Attachments

7. Include the Board's Mission Statement or state its purpose:

The Miami-Dade County Addiction Services Board (ASB), recognizing that addiction is a public health and safety issue, is committed to the development and implementation of a comprehensive continuum of addiction treatment services. The ASB seeks to foster a culturally-competent service delivery system that is accessible, coordinated, cost-effective, successful and scientifically validated for safety and efficacy in reducing the ill-effects of alcohol and other drug addictions in the Miami-Dade County Community.

Additionally, the ASB will work to provide better coordination between treatment and prevention services, collaborating with the Miami Coalition For a Safe and Drug-Free Community and other prevention efforts to build a seamless set of services from primary prevention to addiction treatment.

8. Attach the Board's standard operating procedures, if any. NA

9. Attach a copy of the Board's By-Laws, if any. NA

10. Attach a copy of the Board minutes approving the Sunset Review Questionnaire including a vote of the membership.
See Attachment

II. EVALUATION CRITERIA:

1. Is the board serving the purpose for which it was created? Yes
- The current Addiction Services Board Chairperson is the Executive Director of the Up-Front Drug Information Center, and as such has provided the board with the most current statistics and study information regarding substance abuse trends.
 - Provides forum for discussion of the status of Miami-Dade County's substance abuse prevention and treatment services, and for sharing information throughout the community.
 - Submits Sunset Review Reports to the County Manager and Board of County Commissioners as mandated.
2. Is the board serving current community needs? Yes
- The board provides a community forum for substance abuse prevention and treatment issues; disseminates important information regarding developments in the field, e.g., legislative efforts that affect service delivery, funding priorities, upcoming events, etc.
 - Allows for dialogue between the private and public sectors on current items of interest relating to the prevention and treatment of addiction disorders.
3. What are the board's major accomplishments?

Last 24 Months:

- Continued study and review of public and private prevention and treatment services with presentations before the board from Juvenile Drug Court, outlining their program designed to help non-violent juvenile offenders with substance abuse issues. Juvenile Services Department and Pre-Trial Adolescent Diversion Program to discuss need for more substance abuse services for low income families as well as more integrated services for juveniles in the criminal justice system, and identify gaps in services. Miami Coalition for a Safe And Drug Free Community

Major Accomplishments Since Established:

- Submitted Resolution to the BCC Urging the State of Florida and The U.S. Congress not to reduce funding for Safe and Drug Free Schools. The Resolution passed unopposed on 10/18/05.
- Continued with the Guest Scientist Lecture Series to provide the board and the community with current substance abuse prevention and treatment research that can assist in forming sound policy

recommendations to bridge the existing gap between research and practice.

- Submitted letter to the Agency for Health Care Administration (AHCA), expressing the Board's concern about the exclusion of certain psychotropic medications from the list of drugs reimbursable by Medicaid. The unanimous concern of the board members was that this could adversely affect 30-40% of mental health patients currently taking those medications targeted to be excluded from the Medicaid list.
- Hosted the first annual "Miami-Dade County Alcohol and Drug Addiction recovery Day". This was a collaborative effort involving members of the recovering community, treatment providers and members of the BCC. The event culminated with the presentation of a Proclamation by the Office of the Mayor and the BCC, naming Wednesday September 28, 2005 Miami-Dade County Alcohol and Drug Addiction Recovery Day.
- In 1993 the ASB was instrumental in bringing a multi-million dollar grant from the federal government to this community for the establishment of a coordinated intake and assessment system – the Greater Miami Target Cities Project.
- Public Forum was held on April 18, 1997 in the Commission Chambers dealing with "The Impact of Substance Abuse on Crime".
- Public Hearing on the Consumption of Alcoholic Beverages by Minors & Driving Under the Influence/DUI was held in the Commission Chambers on October 19, 1998.
- Public Hearing on Use of Controlled Substances was held on February 23, 1999 in the Commission Chambers.
- Public Hearing on Health-Related Impact of Smoking was held on September 22, 1999.
- The funding recommendations taken from the three public hearings in 1998 and 1999 were incorporated into the Alliance For Human Services NOFA (Notice of Funding Availability). A total of seven substance abuse programs were recommended for funding by the Alliance For Human Services.
- In accordance with an ASB Sunset Review Report recommendation, Commissioner Katy Sorenson sponsored Ordinance No. 02-81, an ordinance amending the scope of the Addiction Services Board, expanding duties and powers to include oversight of Substance Abuse Prevention Services.
- Hosted presentations from opposing views on the Florida Campaign for New Drug Policies during the process to implement the "Right to Treatment and Rehabilitation for Non-Violent Drug Offenses" constitutional amendment initiative.
- Assisted in the development of the Faith-Based Community Providers Coalition.
- Development by the Data Collection Committee of a Substance Abuse Compact Disk Library that summarizes the workings of the board, and details the nature and extent of substance abuse in Miami-Dade

County, as well as important research findings and informational resources.

- Instituted the Guest Scientist Lecture Series to provide the board and the community with current substance abuse prevention and treatment research that can assist in forming sound policy recommendations to bridge the existing gap between research and practice.
4. Is there any other board, either public or private, which would better serve the function of this board? No
 5. Should the ordinance creating the board be amended to better enable the board to serve the purpose for which it was created? No
 6. Should the board's membership requirements be modified? No
 7. What is the operating cost of the board, both direct and indirect for FY2006 and FY2007?
 - Staff support is funded by Federal Grant funds from the JAG/Byrne Grant Administration; a small portion of this grant budget (\$1,200) covers indirect costs for staffing and includes copying and distribution of materials for board business, postage to deliver meeting packages, and related expenses such as nameplates, photographs and printings. There is no direct cost associated with this Board.
 8. Describe the board's performance measures developed to determine its own effectiveness in achieving its stated goals.
 - To have a quorum for meetings (8 out of 15 from January 2006-December 2007)
 - To continue to study and review existing substance abuse prevention and treatment services in Miami-Dade County.
 - To work with public and private sector providers to make recommendations regarding need for prevention and treatment services in Miami-Dade County (notifies more than 80 public and private sector provider agencies of monthly meetings, including agenda, and provides forum for discussion of the state of treatment and prevention services in Miami-Dade County)
 - To serve in an advisory capacity to the Board of County Commissioners, the County Manager, and the community concerning substance abuse prevention and treatment services in Miami-Dade County (Legislative Ad Hoc Committee is preparing a package of recommendations for presentation to the BCC)
 - To make recommendations on the administration and distribution of monies directed to substance abuse prevention and treatment services. (The current ASB Chairperson is the Executive Director of Up-Front

Drug Information, and as such has access to the most current statistics and trends in substance abuse).

MIAMI-DADE COUNTY ADDICTION SERVICES BOARD
2007 ATTENDANCE
P~ Present A~Absent E~Excused

BOARD MEMBERS	03/14/07	07/11/07	09/12/07	10/31/07	12/12/07	12/19/07
Jim Hall	P	P	*cancelled	P	*cancelled	P
Raymond White	P	P	*cancelled	P	*cancelled	P
Paula Swopes (MD SCHOOLS)	P	A	*cancelled	P	*cancelled	P
David Paulus	A	P	*cancelled	A	*cancelled	E
Lourdes Simon (PD)	P	P	*cancelled	P	*cancelled	P
Michele Sweeting	A	P	*cancelled	P	*cancelled	P
Lt. Guerra (MDPD)	P	E	*cancelled	P	*cancelled	P
Dr. Angel Muniz (DHS)	P	P	*cancelled	P	*cancelled	P
Major Walker Kirkland (Miami PD)	P	A	*cancelled	A	*cancelled	E
Rev. Jose Hernandez	A	P	*cancelled	A	*cancelled	E
Beth Lang	P	P	*cancelled	P	*cancelled	P
Dr. Howard Liddle	P	P	*cancelled	P	*cancelled	P
VACANT (private)			*cancelled		*cancelled	
VACANT (private)			*cancelled		*cancelled	
VACANT (private)			*cancelled		*cancelled	
VACANT (private)			*cancelled		*cancelled	

8

MIAMI-DADE COUNTY ADDICTION SERVICES BOARD
2006 ATTENDANCE
P~ Present A~Absent E~Excused

BOARD MEMBERS	01/11/06	02/08/06	03/08/06	04/12/06	05/10/06	09/13/06	12/13/06
Jim Hall	*cancelled	P	E	P	P	P	P
Raymond White	*cancelled	P	P	E	P	P	P
Deborah Montilla	*cancelled	P	P	E	E	P	P
David Paulus	*cancelled	E	P	P	P	P	P
Carlos Martinez	*cancelled	P	P	P	P	P	E
Michele Sweeting	*cancelled	P	P	E	P	P	P
Robert Parker	*cancelled	A	E	E	A	P	E
Dr. Carolina Montoya	*cancelled	P	P	E	P	P	E
Major Walker-Kirkland	*cancelled	P	P	E	E	P	E
Rev. Jose Hernandez	*cancelled	E	P	E	E	P	E
Beth Lang	*cancelled	P	P	P	E	A	E
Dr. Howard Liddle	*cancelled	P	E	A	P	A	A
Dr. Patrick Gray	*cancelled	A	P	A	P	A	A
Mary Ann Bloom	*cancelled	A	A	A	A	A	A
Hon Norman Gerstein	*cancelled	A	A	A	A	A	A
VACANT (private)	*cancelled						

(Public Hearing 12-18-90)
November 6, 1990

TO Hon. Mayor and Members
Board of County Commissioners

DATE

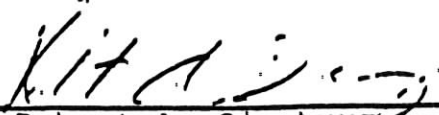
SUBJECT

Ordinance creating Dade
County Addiction Services
Board

FROM Robert A. Ginsburg
Dade County Attorney

0190-144

The attached ordinance creating the Dade County Addiction Services Board was prepared and placed on the agenda at the request of Commissioner Hawkins.


Robert A. Ginsburg
Dade County Attorney

RAG/rk
Attachment

ORDINANCE NO. 90-144

ORDINANCE CREATING DADE COUNTY ADDICTION SERVICES BOARD; PROVIDING FOR MEMBERSHIP, QUALIFICATIONS AND TERMS; PROVIDING FOR ORGANIZATION; SETTING FORTH DUTIES AND POWERS; PROVIDING FOR REPORTS; PROVIDING SEVERABILITY, INCLUSION IN CODE AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA:

Section 1. Creation of Board. There is hereby created and established in Dade County an advisory board to be known as the Dade County Addiction Services Board.

Section 2. Membership; Qualifications; Terms.

(a) This board shall consist of eighteen (18) members appointed by the County Commission in a manner set forth below. Each member of the board shall be a resident and elector of Dade County and shall have an outstanding reputation for integrity, responsibility, and commitment to serving the community.

(b) Nine (9) of the members shall be appointed from the public sector and nine (9) of the members shall be appointed from the private sector. In filling any "private sector" seat, the County Commission shall select from a list to be submitted by The Miami Coalition for a Drug-Free Community. The "public sector" members appointed by the Board of County Commissioners shall include the following:

1. a State HRS administrator;
2. a representative of the State Attorney's Office;

3. a member of the Circuit Court of the 11th Judicial Circuit; and
4. a representative from the Public Defender's Office.
5. the Superintendent of Schools, or the Superintendent's designee
6. the Director of the Metro-Dade Department of Human Resources or the Director's designee
7. the Director of Metro-Dade Police Department or the Director's designee
8. the County Manager or the Manager's designee
9. the Chief of Police of the City of Miami or the Chief's designee

(c) Six (6) members (3 private, 3 public) shall be appointed for an initial term of one (1) year; six (6) members (3 private, 3 public) shall be appointed for an initial term of two (2) years; and six (6) members (3 private, 3 public) shall be appointed for a term of three (3) years. Appointments to fill any vacancy shall be for the remainder of the unexpired term.

(d) Each member shall be eligible for reappointment and shall hold office until his or her successor is duly appointed and qualified.

(e) If any member of the board fails to attend three (3) consecutive meetings without due cause, the chairperson shall certify the same to the County Commission, and such member shall then be deemed to have been removed and a vacancy created.

(f) The members shall serve without compensation. The County Commission or other sources may provide funds for appropriate and necessary expenses incurred by the board or any of its members in the performance of board functions; provided, however, that no County funds will be expended without prior approval of the County Commission.

Section 3. . Organization of the Board.

(a) The members of the board shall elect a chairperson and such other officers as may be deemed necessary or desirable, who shall serve at the will of the board. Ten (10) members of the board shall constitute a quorum necessary to hold a meeting and take any action. A majority vote of the members present shall be necessary to take any action.

(b) An executive committee consisting of all officers and such other persons as the chairperson may appoint from time to time, is authorized to exercise all powers, duties and functions of the board between board meetings. Any action taken by the executive committee shall be reported to the board at its next regular meeting and the board shall either ratify or rescind the action of the executive committee.

(c) The chairperson may call meetings of the board. Meetings may also be called by written notice signed by ten (10) members. The board at any meeting may fix and call a meeting on a future date. Minutes shall be kept of all meetings of the board. All meetings shall be public. The County Manager and the Dade County Office of Substance Abuse shall provide appropriate staff support to the Dade County Addiction Services Board.

Section 4. Duties and Powers of the Board. The board shall have the following duties, functions, powers and responsibilities:

(a) To assist in the establishment, operation and oversight of a central intake system providing 24-hour access to addiction therapy.

(b) To serve in an advisory capacity to the Board of County Commissioners, the County Manager, and the community concerning therapy and recovery programs in Dade County.

(c) To make a continuous study and review of all existing addiction therapy and recovery programs, services and facilities, both public and private, in Dade County.

(d) To make recommendations on the administration and distribution of monies directed to addiction treatment and recovery from all sources.

(e) To make recommendations on the administration and distribution of nondesignated trust funds held for addiction treatment and recovery in Dade County.

(f) To make recommendations on the coordination, organization, utilization, and implementation of treatment and recovery facilities in Dade County as well as public education as to the addiction problems faced by Dade County and as to the treatments, programs, institutions, facilities and services available to the County.

(g) To work with the existing governmental providers of treatment and care as well as those providers in the private

sector, and to make recommendations to these groups regarding the needs of Dade County for treatment programs and facilities.

(h) To recommend to the manager an the Board of County Commissioners such ordinances as will aid in carrying out the purposes of this ordinance.

(i) To submit an annual report to the Manager and the Board of County Commissioners.

(j) To accept grants and donations on behalf of the County from foundations and others for the purpose of carrying out the above listed functions, subject to approval by the Board of County commissioners.

(k) To perform such other duties as may from time to time be assigned to it by the Board of County Commissioners or that are reasonable, necessary or proper to the exercise of the powers and duties enumerated above.

Section 5. Reports. Within the first ninety (90) days of each calendar year, the board shall make a report to the Board of County Commissioners of the board's activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement covering its operation during such year.

Section 6. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected thereby.

Section 7. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of

Metropolitan Dade County, Florida; and that the sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

Section 8. The provisions of this ordinance shall become effective ten (10) days after the date of its enactment.

PASSED AND ADOPTED: DEC 18 1990

Approved by County Attorney as to
form and legal sufficiency. 6/11/91

Prepared by:

6/11/91

MEMORANDUM

HPSHSC
Agenda Item No. 2 (E)


TO: Hon. Chairperson and Members
Board of County Commissioners

DATE: April 17, 2002

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Ordinance amending Dade
County Addiction Services
Board; expanding duties and
powers to include oversight of
substance abuse prevention
services

The accompanying ordinance was prepared and placed on the agenda at the request of
Commissioner Katy Sorenson.


Robert A. Ginsburg
County Attorney

RAG/jls



MEMORANDUM

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: April 23, 2002

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- ☐ "4-Day Rule" (Applicable if raised)
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of private business sector impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ "Sunset" provision required
- ☐ Legislative findings necessary

Veto _____

Override _____

ORDINANCE NO. _____

ORDINANCE AMENDING DADE COUNTY
ADDICTION SERVICES BOARD CODIFIED AT
CHAPTER 2, ARTICLE XLIV OF THE CODE OF
MIAMI-DADE COUNTY; EXPANDING DUTIES AND
POWERS TO INCLUDE OVERSIGHT OF SUBSTANCE
ABUSE PREVENTION SERVICES; PROVIDING
SEVERABILITY, INCLUSION IN THE CODE, AND
EFFECTIVE DATE

WHEREAS, this Board of County Commissioners created the Miami-Dade County
Addiction Services Board (hereinafter "Addiction Services Board") to serve in an advisory
capacity on matters related to the drug addiction therapy and recovery programs; and

WHEREAS, the Addiction Services Board recently completed its sunset review report
and recommended that its ordinance be amended to include oversight of substance abuse
prevention services; and

WHEREAS, prevention is an integral part of a comprehensive addiction services
continuum; and

WHEREAS, it is in the best interest of the County to provide the Addiction Services
Board with the ability to oversee the entire continuum of addiction services,

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Chapter 2, Article XLIV of the Code of Miami-Dade County shall be
amended as follows:

CHAPTER 2
ARTICLE XLIV
DADE COUNTY ADDICTION SERVICES BOARD

Sec. 2-424. Duties and powers.

The Board shall have the following duties, functions, powers and responsibilities:

* * *

(2) To serve in an advisory capacity to the Board of County Commissioners, the County Manager, and the community concerning ~~[[therapy and recovery program]]~~ >> substance abuse prevention and treatment services << in >> Miami << Dade County.

(3) To make a continuous study and review of all existing ~~[[addiction therapy and recovery programs, services and facilities in]]~~ >> substance abuse prevention and treatment services, << both public and private, in >> Miami << Dade County.

(4) To make recommendations on the administration and distribution of monies directed to ~~[[addiction treatment and recovery]]~~ >> substance abuse prevention and treatment services << from all sources.

(5) To make recommendations on the administration and distribution of nondesignated trust funds held for ~~[[addiction treatment and recovery]]~~ >> substance abuse prevention and treatment services. <<

(6) To make recommendations on the coordination, organization, utilization, and implementation of ~~[[treatment and recovery facilities]]~~ >> substance abuse prevention and treatment services << in >> Miami << Dade County as well as public education as to the addiction problems faced by >> Miami << Dade County and as to ~~[[treatments, programs, institutions, facilities, and]]~~ >> substance abuse prevention and treatment << services available to the County.

* * *

Section 2. If any section, subsection, clause or provision of this ordinance is held invalid, the remainder of the ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provision of this ordinance, including the sunset provision, shall

become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. Except as otherwise specifically indicated in the ordinance, this ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall be effective only upon an override by this Board.

Section 5. This ordinance does not contain a sunset provision.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency. RA6

Prepared by: KMC
Karon M. Coleman
Sponsored by Commissioner Katy Sorenson

provide an annual report to the Board of County Commissioners.
(Ord. No. 88-96, § 5, 10-4-88)

Secs. 2-406-2-420. Reserved.

ARTICLE XLIV. DADE COUNTY ADDICTION SERVICES BOARD*

Sec. 2-421. Created.

There is hereby created and established in Dade County an advisory board to be known as the Dade County Addiction Services Board.
(Ord. No. 90-144, § 1, 12-18-90)

Sec. 2-422. Membership; qualifications; terms.

(a) This Board shall consist of eighteen (18) members appointed by the County Commission in a manner set forth below. Each member of the Board shall be a resident and elector of Dade County and shall have an outstanding reputation for integrity, responsibility, and commitment to serving the community.

(b) Nine (9) of the members shall be appointed from the public sector and nine (9) of the members shall be appointed from the private sector. In filling any "private sector" seat, the County Commission shall select from a list to be submitted by The Miami Coalition for a Drug-Free Community. The "public-sector" members appointed by the Board of County Commissioners shall include the following:

- (1) A State HRS administrator;
- (2) A representative of the State Attorney's Office;
- (3) A member of the Circuit Court of the 11th Judicial Circuit;

*Editor's note—Ord. No. 90-144, adopted Dec. 18, 1990, amended the Code by the addition of provisions which have been designated at the discretion of the editor as Art. XLIV, §§ 2-421-2-425.

Cross reference—Imposition of additional assessment to person found guilty of offenses involving drug abuse, §§ 11-4.1, 11-4.2

- (4) A representative from the Public Defender's Office;
- (5) The Superintendent of Schools, or the Superintendent's designee;
- (6) The Director of the Metro-Dade Department of Human Resources or the Director's designee;
- (7) The Director of Metro-Dade Police Department or the Director's designee;
- (8) The County Manager or the Manager's designee;
- (9) The Chief of Police of the City of Miami or the Chief's designee.

(c) All private sector members shall be appointed for terms of three (3) years. The public sector members shall be permanent appointments. Appointments to fill any vacancy of a private sector member shall be for the remainder of the unexpired term.

(d) Each member shall be eligible for reappointment and shall hold office until his or her successor is duly appointed and qualified.

(e) If any member of the Board fails to attend three (3) consecutive meetings without due cause, the Chairperson shall certify the same to the County Commission, and such member shall then be deemed to have been removed and a vacancy created.

(f) The members shall serve without compensation. The County Commission or other sources may provide funds for appropriate and necessary expenses incurred by the Board or any of its members in the performance of Board functions; provided, however, that no County funds will be expended without prior approval of the County Commission.

(Ord. No. 90-144, § 2, 12-18-90; Ord. No. 92-93, § 1, 9-15-92)

Sec. 2-423. Organization.

(a) The members of the Board shall elect a Chairperson and such other officers as may be deemed necessary or desirable, who shall serve at the will of the Board. Ten (10) members of the Board shall constitute a quorum necessary to hold

a meeting and take any action. A majority vote of the members present shall be necessary to take any action.

(b) An Executive Committee consisting of all officers and such other persons as the Chairperson may appoint from time to time is authorized to exercise all powers, duties and functions of the Board between Board meetings. Any action taken by the Executive Committee shall be reported to the Board at its next regular meeting and the Board shall either ratify or rescind the action of the Executive Committee.

(c) The Chairperson may call meetings of the Board. Meetings may also be called by written notice signed by ten (10) members. The Board at any meeting may fix and call a meeting on a future date. Minutes shall be kept of all meetings of the Board. All meetings shall be public. The County Manager and the Dade County Office of Substance Abuse shall provide appropriate staff support to the Dade County Addiction Services Board.

(Ord. No. 90-144, § 3, 12-18-90)

Sec. 2-424. Duties and powers.

The Board shall have the following duties, functions, powers and responsibilities:

- (1) To assist in the establishment, operation and oversight of a central intake system providing twenty-four-hour access to addiction therapy.
- (2) To serve in an advisory capacity to the Board of County Commissioners, the County Manager, and the community concerning therapy and recovery programs in Dade County.
- (3) To make a continuous study and review of all existing addiction therapy and recovery programs, services and facilities, both public and private, in Dade County.
- (4) To make recommendations on the administration and distribution of monies directed to addiction treatment and recovery from all sources.
- (5) To make recommendations on the administration and distribution of nondesignated

trust funds held for addiction treatment and recovery in Dade County.

- (6) To make recommendations on the coordination, organization, utilization, and implementation of treatment and recovery facilities in Dade County as well as public education as to the addiction problems faced by Dade County and as to the treatments, programs, institutions, facilities and services available to the County.
- (7) To work with the existing governmental providers of treatment and care as well as those providers in the private sector, and to make recommendations to these groups regarding the needs of Dade County for treatment programs and facilities.
- (8) To recommend to the Manager and the Board of County Commissioners such ordinances as will aid in carrying out the purposes of this article.
- (9) To submit an annual report to the Manager and the Board of County Commissioners.
- (10) To accept grants and donations on behalf of the County from foundations and others for the purpose of carrying out the above listed functions, subject to approval by the Board of County Commissioners.
- (11) To perform such other duties as may from time to time be assigned to it by the Board of County Commissioners or that are reasonable, necessary or proper to the exercise of the powers and duties enumerated above.

(Ord. No. 90-144, § 4, 12-18-90)

Sec. 2-425. Reports.

Within the first ninety (90) days of each calendar year, the Board shall make a report to the Board of County Commissioners of the Board's activities for the preceding calendar year. Each such report shall set forth a complete operating and financial statement covering its operation during such year.

(Ord. No. 90-144, § 5, 12-18-90)

ORDINANCE NO.

92-9811

ORDINANCE AMENDING SECTION 2-422(C) OF THE
CODE OF METROPOLITAN DADE COUNTY, FLORIDA,
RELATING TO DADE COUNTY ADDICTION SERVICES
BOARD; AMENDING TERMS OF OFFICE OF MEMBERS;
AND PROVIDING SEVERABILITY, INCLUSION IN CODE
AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE
COUNTY, FLORIDA:

Section 1. Section 2-422 (c) of the Code of Metropolitan
Dade County, Florida, is hereby amended to read as follows:¹

Sec. 2-422. Membership; qualifications; terms.

(C) ~~Six-(6)-members-(3-private, 3-public)-shall
be-appointed-for-an-initial-term-of-one-(1)-year, six
(6)-members-(3-private, 3-public)-shall-be-appointed
for-an-initial-term-of-two-(2)-years, and six-(6)
members-(3-private, 3-public)-shall-be-appointed-for-a
term-of-three-(3)-years. All private sector members
shall be appointed for terms of three (3) years. The
public sector members shall be permanent appointments.~~
Appointments to fill any vacancy of a private sector
member shall be for the remainder of the unexpired
term.

***.

Section 2. If any section, subsection, sentence, clause
or provision of this ordinance is held invalid, the remainder of
this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County
Commissioners, and it is hereby ordained that the provisions of

¹Words stricken through shall be deleted. Underscored words
constitute the amendment proposed. Remaining provisions are now
in effect and remain unchanged.

this ordinance shall become and be made a part of the Code of Metropolitan Dade County, Florida; and that the sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

Section 4. The provisions of this ordinance shall become effective ten (10) days after the date of its enactment.

PASSED AND ADOPTED: SEP 15 1957

Approved by County Attorney as to
form and legal sufficiency. RAG

Prepared by: LMH

00-1111

25

**REPORT ON ORDINANCE AMENDING MIAMI-DADE
COUNTY ADDICTION SERVICES BOARD: EXPANDING DUTIES AND
POWERS TO INCLUDE OVERSIGHT OF SUBSTANCE ABUSE PREVENTION
SERVICES**

Background

On the 3/26/2002 Commission Agenda, Item Number 1D1 addressed the Sunset Review of the Miami-Dade County Addiction Services Board. Commissioner Katy Sorenson moved that prevention programs be included in the services provided by the Addiction Services Board. The motion was seconded by Chairperson Margolis, and passed by a vote of 12-0.

Commissioner Sorenson's proposed amendment to the ordinance was on the 4/17/2002 Agenda of the Health, Public Safety & Human Services Committee (Item Number 2E). The item was forwarded to the BCC with a favorable recommendation, but the Committee questioned one of the listed duties, functions, powers and responsibilities: **"(5) To make recommendations on the administration and distribution of nondesignated trust funds held for addiction treatment and recovery in Miami-Dade County"**.

Given the report that no trust fund exists for the Addiction Services Board, the committee's question was twofold: 1) Why is the language in the ordinance, and 2) should it remain in the ordinance?

Recommendation

During the inception of the Miami-Dade County Addiction Services Board between 1989-90, the Miami Coalition For A Safe And Drug-Free Community was instrumental in developing the ordinance that created and established the Board. The Coalition's Treatment Committee, which included Judge Wetherington and Judge Klein representing the public sector, and Alvah Chapman and Tad Foote for the private sector, envisioned a dedicated public trust fund for addiction treatment that would have been supported by proceeds from a 2-cents tax on beer. In drafting the ordinance, the Board's authority to make recommendations on the administration and distribution of *nondesignated* trust funds for treatment was provided.

Although the original attempt to establish a public trust fund for treatment services ended unsuccessfully, the Board has continued to explore potential sources that could support such a fund. Most recently (2001), the Board authorized a committee to investigate federal and state Drug Crimes Assets Forfeitures as a prospective funding source. We recommend that the provision for trust fund oversight remain in the ordinance as efforts continue to identify a supporting resource.

**RECORDING SECRETARY'S SUMMARY AGENDA ACTION
MIAMI-DADE COUNTY ADDICTION SERVICES BOARD (ASB)
DECEMBER 19, 2007
SPECIAL AGENDA**

ATTENDED: James N. Hall, ASB Chair, Executive Director, Up Front Drug Information Center
 Lourdes Simon Public Defender for Hon. Bennett Brummer
 Michele Sweeting, Substance Abuse Coordinator, Department of Children and Families, for
 Gilda Ferradaz, Circuit 11 Administrator, DCF
 Dr. Howard Liddle, Director, C.T.R.A.D.A., U.M. Center for Treatment
 Research on Adolescent Drug Abuse
 Raymond S. White, Manager, Employee Support Services for George Burgess, County Manager
 Angel Muniz for Phyllis Tynes-Saunders, Director, Department of Human Services
 Nelson Riverasoto, MDPD, for Robert L. Parker, Director, MDPD
 Beth Lang, Executive Director, Better Way of Miami
 Susie Berrios, Safe and Drug Free Schools, Miami-Dade County Public Schools
 Deborah Montilla, Administrative Director, Miami-Dade County Public Schools

ABSENT: Hon. Norman Gerstein, Circuit Court Judge, General Jurisdiction Division, 11th Judicial Circuit
 Major Brenda Wilson, City of Miami Police Department, for Chief Timoney
 David Paulus, Assistant State Attorney for Hon. Kathy Fernandez-Rundle
 Rev. Jose E. Hernandez, Commander, Chaplaincy Services Bureau, Department of Corrections &
 Executive Director & Founder Agape Women's Center

STAFF: Michaela Doherty, ASB Staff Director, Office of Community Advocacy

GUESTS: NA

Special Meeting (Scheduled for 12:00 p.m.)

- I. Call to Order:** Mr. James Hall, Chairperson, called the meeting to order at 12:15 a.m. in The Rear Conference Room, on the 6th Floor of the Stephen P. Clark Center, 111 N.W. First Street.
- II. Approval of 2006/07 ASB Sunset Review Report (Vote):** The Chair solicited feedback and discussion regarding the draft report. Members accepted it without changes, additions or deletions. The Vice Chair moved to approve the Report, the motion was seconded by Beth Lang. The 2006/07 ASB Sunset Review Report was approved unanimously.

Motion to adjourn at 12:30 p.m.

**Motion: White
Second: Lang
Voted: 8
Absent: 4**